**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**
**CRIMINAL APPELLATE JURISDICTION**
**CRIMINAL WRIT PETITION NO.2857 OF 2005**

Smt.Leena Mahendra Sejpal,
Age-38, an Indian Inhabitant,
residing at 29, 3rd floor,
Uday Niwas No.1, Pandurangwadi, ..Petitioner
Manpada Road, Dombivli (East). (Wife of Detenu)

VERSUS

1. The State of Maharashtra,
through the Secretary to
the Government of Maharashtra,
Home Department (Special),
Mantralaya, Mumbai - 32.

2. Smt.Neela Satyanarayana,
The Principal Secretary
(Appeals & Security),
Government of Maharashtra,
Home Department (Special),
Mantralaya, Mumbai - 32.

3. The Superintendent of Prison,
The Mumbai Central Prison,
Arthor Road, Mumbai.

4. The Superintendent of Prison,
The Nashik Road Central Prison,
Nashik Road,
Maharashtra. ..Respondents

Mr.Maqsood Khan for the Petitioner.
Mr.S.R.Borulkar, A.P.P. with Mr.D.S.Mhaispurkar,A.P.P.
for the Respondent-State.

**CORAM :- B.H.MARLAPALLE &**
**NARESH H.PATIL,JJ.**
**DATE : 3rd OCTOBER, 2006**

**P.C.**

1. This Petition filed under Article 226 read with Article 21 and 22 of the Constitution of India impugns the order of detention dated 15th October,2005 passed against Mr.Mahendra Dariyalal Sejpal and the Petition has been filed by his wife.

2. Admittedly, the detenu in this Petition is the co-detenu of the Petitioner in Writ Petition No.2734

of 2005 and the detention orders impugned in both the Petitions have been passed almost on the same or similar grounds. By our reasoned order the Writ Petition No.2734 of 2005 has been dismissed by us today. The Petitioner's statement under section 108 of the Customs Act,1962 was recorded on 16th December,2004 and in the same, he has stated that he is Proprietor of M/s.Deep Shipping and this Company started in the year 2000 was engaged in the business of freight booking and custom clearances mainly for Spices Export and he had four employees by name Santosh Waskar, Anil Matkar, Piyush Joshi and Vishal Kataria to attend the said Company of freight booking and export clearances etc. From this statement it was also clear that he was very much associated as the Proprietor of the said Company with the subject consignment of the exports of Betel Nut Powder by M/s.CMA Overseas, covered in Writ Petition No.2734 of 2005 and was associated equally with the Petitioner in the said Petition.

3. Hence, for the reasons set out in our Judgment rendered today in Writ Petition No.2734 of 2005, this Petition also fails and the same is hereby dismissed.

Rule stands discharged.

**(NARESH H.PATIL,J.)** **(B.H.MARLAPALLE,J.)**